

**From:** James Costello [mailto:Costello.James@epamail.epa.gov]

**Sent:** Friday, August 31, 2012 1:33 PM

**To:** Tracy, Brent

**Cc:** ekenney@sidley.com

**Subject:** Reminder: payment is due 9/5

Brent,

Just a friendly reminder that payment is due on 9/5/12.

Regards,

Jim

-----Forwarded by James Costello/R6/USEPA/US on 08/31/2012 02:29PM -----

To: "Tracy, Brent" <[Brent.Tracy@jm.com](mailto:Brent.Tracy@jm.com)>

From: "Long, Kenneth (ENRD)" <[Kenneth.Long@usdoj.gov](mailto:Kenneth.Long@usdoj.gov)>

Date: 08/17/2012 11:42AM

Cc: "Kenney, Edward P." <[ekenney@Sidley.com](mailto:ekenney@Sidley.com)>, James Costello/R6/USEPA/US@EPA

Subject: RE: Johns Manville: Westbank Asbestos Superfund Site Settlement Agreement

(See attached file:

ENV\_ENFORCEMENT-#2261396-v1-JM\_Scanned\_FinalSettlementAgreement\_ALLPAGES\_AT  
TACHMENTA\_8\_17\_12.PDF)

I am trying again. Attached is the final Settlement Agreement with Attachment A included. I again had trouble with the scanning equipment - I had to run it through a few times because it was skipping pages, and page 2 is a little off center. Nevertheless, this should include all pages of the Agreement and Attachment A. Please let me know if you want a hard copy in the mail. Thank you. Ken

-----Original Message-----

From: Tracy, Brent [mailto:[Brent.Tracy@jm.com](mailto:Brent.Tracy@jm.com)]

Sent: Friday, August 17, 2012 12:10 PM

To: Long, Kenneth (ENRD)

Cc: Kenney, Edward P.

Subject: Re: Johns Manville: Westbank Asbestos Superfund Site Settlement Agreement

Ken:

We got the agreement that you e-mailed, but that one was missing two pages of the text. For our records, I've added the two pages and the map. Were you sending a hard copy also or were you just referencing the electronic copy in your e-mail?

Sent from my iPad

On Aug 17, 2012, at 9:56 AM, "Long, Kenneth (ENRD)" <[Kenneth.Long@usdoj.gov](mailto:Kenneth.Long@usdoj.gov)> wrote:

> Hi Brent and Ed. Please confirm receipt of the signed Settlement Agreement.  
Thanks. Ken

> From: Long, Kenneth (ENRD)



668103

> Sent: Tuesday, August 07, 2012 2:48 PM  
> To: 'Tracy, Brent'; Kenney, Edward P.  
> Cc: Mark Peycke; Davis, Buffy (ENRD); Davis, Joe (ENRD); 'James Costello';  
'Nixon.Lance@epamail.epa.gov'; Douglas, Nathaniel (ENRD)  
> Subject: Johns Manville: Westbank Asbestos Superfund Site Settlement  
Agreement

>  
> Hello Ed and Brent. I am happy to provide to you the signed final  
Settlement Agreement that resolves the claims in this matter. The document is  
effective upon the last signature which I provided yesterday, so the first  
payment will be due in 29 days in accordance with the instructions in  
paragraphs 2 and 4. I am glad we were able to bring this to a satisfactory  
resolution. I enjoyed working with you both. Sincerely, Ken

>  
> Kenneth G. Long  
> Senior Attorney  
> Environmental Enforcement Section  
> U.S. Department of Justice  
> P.O. Box 7611  
> Washington, D.C. 20044-7611  
> 202-514-2840  
> 202-616-6584 (fax)

>  
> Express Mail Deliveries:  
> ENRD Mailroom, Room 2121  
> 601 D Street, NW  
> Washington, DC 20004

>  
> THIS IS A CONFIDENTIAL COMMUNICATION INTENDED ONLY FOR THE ABOVE-NAMED  
RECIPIENT. THE MESSAGE, OR ATTACHMENTS, MAY CONTAIN ATTORNEY-CLIENT  
INFORMATION OR ATTORNEY WORK PRODUCT, INCLUDING PRIVILEGED AND CONFIDENTIAL  
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>  
>  
>

<ENV\_ENFORCEMENT-#2256257-v1-JM\_FINALSIGNEDSETTLEMENTAGREEMENT\_08\_07\_2012.PDF>  
[attachment "Wire Confirmation 090412.docx" deleted by Dana Sherrer/CI/USEPA/US]